

STATE OF WISCONSIN  
**Assembly Journal**  
 Eighty-Sixth Regular Session

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WEDNESDAY, April 25, 1984.

The chief clerk makes the following entries under the above date:

ADMINISTRATIVE RULES

Read and referred:

**Assembly Clearinghouse Rule 83-198**

Relating to unprofessional conduct by veterinarians. Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs. Referred on April 25, 1984.

**Assembly Clearinghouse Rule 83-220**

Relating to miscellaneous changes in various sales and use tax rules.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on April 25, 1984.

**Assembly Clearinghouse Rule 83-221**

Relating to miscellaneous changes in various sales and use tax rules.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on April 25, 1984.

**Assembly Clearinghouse Rule 84-10**

Relating to standards for the assessment of drivers of motor vehicles whose use of alcohol or controlled substances has interfered or threatens to interfere with their driving, and for the development and completion of driver safety plans for these drivers.

Submitted by Department of Health and Social Services.

To committee on Judiciary.

Referred on April 25, 1984.

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
 Office of the Governor  
 Madison

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Act No.	Date Signed
142-----	201-----	April 18, 1984

513-----	202-----	April 18, 1984
604-----	203-----	April 18, 1984
698-----	204-----	April 18, 1984
773-----	205-----	April 18, 1984
823-----	206-----	April 18, 1984
1010-----	207-----	April 18, 1984
1056-----	208-----	April 18, 1984
1107-----	209-----	April 18, 1984
1139-----	210-----	April 18, 1984
999-----	235-----	April 20, 1984
32-----	247-----	April 20, 1984
88-----	248-----	April 20, 1984
168-----	249-----	April 20, 1984
172-----	250-----	April 20, 1984
174-----	251-----	April 20, 1984
205-----	252-----	April 20, 1984
217-----	253-----	April 20, 1984
253-----	254-----	April 20, 1984
254-----	255-----	April 20, 1984
293-----	256-----	April 20, 1984
295-----	257-----	April 20, 1984
365-----	258-----	April 20, 1984
394-----	259-----	April 20, 1984
396-----	260-----	April 20, 1984
399-----	261-----	April 20, 1984
407-----	262-----	April 20, 1984
416-----	263-----	April 20, 1984
504-----	264-----	April 20, 1984
512-----	265-----	April 20, 1984
525-----	266-----	April 20, 1984
544-----	267-----	April 20, 1984
567-----	268-----	April 20, 1984
581-----	269-----	April 20, 1984
600-----	270-----	April 20, 1984
611-----	271-----	April 20, 1984
614-----	272-----	April 20, 1984
615-----	273-----	April 20, 1984
616-----	274-----	April 20, 1984
617-----	275-----	April 20, 1984
618-----	276-----	April 20, 1984
619-----	277-----	April 20, 1984
661-----	278-----	April 20, 1984
664-----	279-----	April 20, 1984
675-----	280-----	April 20, 1984
680-----	281-----	April 20, 1984
681-----	282-----	April 20, 1984
707-----	283-----	April 20, 1984
721-----	284-----	April 20, 1984
726-----	285-----	April 20, 1984
761-----	286-----	April 20, 1984
769-----	287-----	April 20, 1984
774-----	288-----	April 20, 1984

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775	289	April 20, 1984
794	290	April 20, 1984
796	291	April 20, 1984
798	292	April 20, 1984
799	293	April 20, 1984
804	294	April 20, 1984
827	295	April 20, 1984
878	296	April 20, 1984
890	297	April 20, 1984
922	298	April 20, 1984
924	299	April 20, 1984
970	300	April 20, 1984
971	301	April 20, 1984
1005	302	April 20, 1984
1006	303	April 20, 1984
1007	304	April 20, 1984
1014	305	April 20, 1984
1029	306	April 20, 1984
1080	307	April 20, 1984
1113	308	April 20, 1984
1115	309	April 20, 1984
1124	310	April 20, 1984
1130	311	April 20, 1984
1142	312	April 20, 1984
1168	313	April 20, 1984
1173	314	April 20, 1984
59	326	April 23, 1984
89	327	April 23, 1984
144	328	April 23, 1984
212	329	April 23, 1984
219	330	April 23, 1984
228	331	April 23, 1984
233	332	April 23, 1984
236	333	April 23, 1984
281	334	April 23, 1984
298	335	April 23, 1984
353	336	April 23, 1984
359	337	April 23, 1984
367	338	April 23, 1984
370	339	April 23, 1984
433	340	April 23, 1984
435	341	April 23, 1984
436	342	April 23, 1984
448	343	April 23, 1984
457	344	April 23, 1984
479	345	April 23, 1984
548	346	April 23, 1984
549	347	April 23, 1984
563	348	April 23, 1984
565	349	April 23, 1984
586	350	April 23, 1984
587	351	April 23, 1984
613	352	April 23, 1984
630	353	April 23, 1984
641	354	April 23, 1984
648	355	April 23, 1984
690	356	April 23, 1984
730	357	April 23, 1984
756	358	April 23, 1984
759	359	April 23, 1984

766	360	April 23, 1984
776	361	April 23, 1984
830	362	April 23, 1984
831	363	April 23, 1984
860	364	April 23, 1984
870	365	April 23, 1984
1039	366	April 23, 1984
1058	367	April 23, 1984
173 (partial veto)	371	April 25, 1984
454	372	April 25, 1984
582	373	April 25, 1984
812	374	April 25, 1984
885	375	April 25, 1984
893	376	April 25, 1984
927	377	April 25, 1984
975 (partial veto)	378	April 25, 1984
1012	379	April 25, 1984
1102	380	April 25, 1984
1103	381	April 25, 1984
1112	382	April 25, 1984
1131	383	April 25, 1984

Respectfully submitted,  
**ANTHONY S. EARL**  
 Governor

GOVERNOR'S VETO MESSAGES

April 25, 1984

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 173** as 1983 Wisconsin Act 371 and deposited it in the office of the Secretary of State.

I am vetoing language in **Assembly Bill 173** which provides that "no such rule is applicable unless approved by act of the Legislature."

This provision would delay indefinitely the implementation of sentencing guidelines in Wisconsin. In effect, the bill requires that each specific guideline be enacted by the Legislature, a process which I believe is not appropriate to the objective of this legislation. The purpose of sentencing guidelines is to reduce sentencing disparity while maintaining judicial discretion to determine the appropriate sentence on a case-by-case basis. This is a system which has worked well on a trial basis in several counties in Wisconsin and in other states. It can work throughout the Wisconsin court system if we give it a chance to do so.

If the system of sentencing guidelines fails in the task of reducing sentencing disparity, then legislative action to modify or eliminate the guidelines would be in order, but first the guidelines should be given a chance to work. This partial veto makes that possible.

I will urge the Supreme Court to use the authority given it under **Assembly Bill 173** to establish felony sentencing guidelines statewide. If they do so, then I

believe it is appropriate that they discharge their responsibility to supervise state courts independent of the executive and legislative branches.

If the Court does not implement the guidelines, then the responsibility will fall to a sentencing commission whose rules would be subject to legislative review according to the process already established under Chapter 227. That process makes much more sense than starting the entire legislative process over again, which is what the bill as passed would require.

Section 15 3 (c) requires the transfer of 3.0 positions from the Supreme Court to the Sentencing Commission if the authority to develop the guidelines is transferred under s. 751.13 (4). This transfer of positions is not appropriate since the 3.0 positions originally appropriated to the Court in Assembly Bill 173 were deleted by Assembly Amendment 17 to Assembly Substitute Amendment 2. This provision transferring those positions to the Commission should have been deleted in Assembly Amendment 17 as well.

Respectfully submitted  
 ANTHONY S. EARL  
 Governor

April 25, 1984

To the Honorable Members of the Assembly:

I have approved **Assembly Bill 975** as 1983 Wisconsin Act 378 and deposited it in the office of the Secretary of State.

I am pleased to sign this bill repealing the merger of staffs of the Judicial Commission and State Ethics Board.

Clearly, the Judicial Commission had management problems as reflected in a recent report of the Legislative Audit Bureau. However, those problems should be alleviated by the Commission's expressed intent to implement the Audit Bureau's recommendations.

I have stricken language from this bill which requires municipal judges to file statements of economic interests twice within a six-month period. Effective July 1, 1984, Wisconsin Act 27 requires municipal judges to file SEI's initially on or before October 31, 1984. The information must be current as of December 31, 1983 and such statements filed again in the spring of 1985. Further, those seeking reelection would have to file statements in December, 1984. All other public officials who are required to file statements are required to file annually.

The partial veto accomplishes the following:

1. Avoids municipal judges' having to file statements of economic interest twice within six months.
2. Prevents the Ethics Board's having to seek from municipal judges statements of economic interest

containing relatively stale information (information from 1983 to be filed by October 31, 1984).

3. Forestalls a requirement that certain candidates for reelection to the office of municipal judge file two statements within 60 days of each other.
4. Eases an administrative burden on the Ethics Board.
5. Gives the 1985 Legislature an opportunity to improve the law's enforcement mechanisms prior to the filing requirements' imposition.

Respectfully submitted  
 ANTHONY S. EARL  
 Governor

COMMUNICATIONS

State of Wisconsin  
 Department of State  
 Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill or Res. No.	Act No.	Publication date
<b>Assembly Bill 284</b>	----- 196 -----	April 18, 1984
<b>Assembly Bill 115</b>	----- 197 -----	April 23, 1984
<b>Assembly Bill 515</b>	----- 198 -----	April 23, 1984
<b>Assembly Bill 977</b>	----- 199 -----	April 23, 1984
<b>Assembly Bill 142</b>	----- 201 -----	April 23, 1984
<b>Assembly Bill 513</b>	----- 202 -----	April 23, 1984
<b>Assembly Bill 604</b>	----- 203 -----	April 23, 1984
<b>Assembly Bill 698</b>	----- 204 -----	April 23, 1984
<b>Assembly Bill 773</b>	----- 205 -----	April 23, 1984
<b>Assembly Bill 823</b>	----- 206 -----	April 23, 1984
<b>Assembly Bill 1010</b>	----- 207 -----	April 23, 1984
<b>Assembly Bill 1056</b>	----- 208 -----	April 19, 1984
<b>Assembly Bill 1107</b>	----- 209 -----	April 23, 1984
<b>Assembly Bill 1139</b>	----- 210 -----	April 23, 1984

DOUGLAS La FOLLETTE  
 Secretary of State

The chief clerk reports the following proposal correctly enrolled:

**Assembly Joint Resolution 96**

JOANNE DUREN  
 Chief Clerk

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SPEAKER'S APPOINTMENTS

April 18, 1984

Representative Thomas Barrett  
Room 28 West, Capitol  
Madison, Wisconsin 53702

and Public Safety, Commerce and Consumer Affairs and  
Health and Human Services, effective immediately.

Sincerely,  
TOM LOFTUS  
Speaker

Dear Tom,

This is to notify you of your appointment as a  
member of the committees on Judiciary, Criminal Justice